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January 19, 2021

Hon. Ona T. Wang
United States District Court
Southern District of New York
500 Pearl Street, Courtroom 20D
New York, New York 10007

By ECF

Re: Kim v. Choi et al., Case No. 19 CV 8911 (OTW)

Dear Judge Wang:

This firm represents the Plaintiffs, Sara Kim and Angelo Duva, in the above-referenced action. As I informed the Court by letter dated August 26, 2020 (Dkt. 44), Defendant Tripi filed a petition for Chapter 7 bankruptcy, after the parties had agreed on the basic terms of the Settlement Agreement during a mediation held through this Court's mediation program, but before the Settlement Agreement was executed. The same letter requested a short extension of the deadline to submit a *Cheeks* application, in order to allow further consideration of whether the automatic stay under 11 U.S.C. § 362 prevented the Rule 41 dismissal of the action. The Court granted the extension request. (Dkt. 45.) On September 2, 2020, the Plaintiffs submitted an unopposed *Cheeks* application. (Dkt. 46.)

I am now writing to inform the Court that the United States Bankruptcy Court for the Eastern District of New York granted Ms. Tripi a discharge under 11 U.S.C. § 727 on November 18, 2020. A filestamped copy of the Bankruptcy Court's order is attached to this letter.

Respectfully submitted,

/s/ Scott Caplan

Scott Caplan

Enclosure

cc: (By E-mail)
Ms. Susanne Keane, limited appearance *pro bono* counsel for Defendants
(skeane@nylag.org)

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(By ECF)

Stephen Choi and Christine Tripi, *pro se* Defendants